



GRETCHEN WHITMER
GOVERNOR


STATE OF MICHIGAN
DEPARTMENT OF
ENVIRONMENT, GREAT LAKES, AND ENERGY
LANSING



LIESL EICHLER CLARK
DIRECTOR

VIA E-MAIL

TO: Senate Environmental Quality Committee Members
Senate Natural Resources Committee Members
House Natural Resources and Outdoor Recreation Committee Members

FROM: Liesl Eichler Clark, Director 

DATE: November 19, 2021

SUBJECT: Report on Leaking Underground Storage Tank Closure Report Statistics

In accordance with Section 21334 of Part 213, Leaking Underground Storage Tanks, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended, attached is the Department of Environment, Great Lakes, and Energy's (EGLE) report on Leaking Underground Storage Tank Closure Report Statistics for fiscal year 2021.

If you need further information, please contact Joshua Mosher, Acting Director, Remediation and Redevelopment Division, at 517-897-7267; or you may contact me at 517-512-5992.

Attachment

cc/att: George W. Cook, III, Legislative Affairs Director, Governor's Office
Marc Rehmann, Policy Director, Governor's Office
Aaron B. Keatley, Chief Deputy Director, EGLE
Amy Epkey, Senior Deputy Director, EGLE
Travis Boeskool, Legislative Liaison, EGLE
Dale Shaw, EGLE
Mike Neller, EGLE
Joshua Mosher, EGLE
Mary Miller, EGLE
Matt Gamble, EGLE



Legislative Report

Leaking Underground Storage Tank Closure Report Statistics

Report Period: Fiscal Year 2021

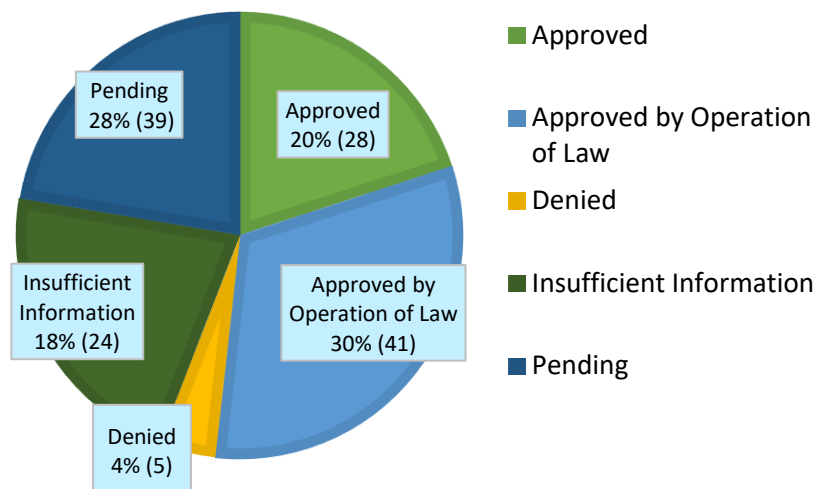
This report is provided in accordance with Section 21334 of Part 213, Leaking Underground Storage Tanks, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (NREPA).

A Closure Report documents that corrective actions have been completed where contamination was released to the environment. It details that contaminants at the site have been remediated and/or the risks are controlled by land or resource use restrictions and the owner/operator has achieved a regulatory endpoint. In fiscal year (FY) 2021 there were 157 releases closed; 123 by the owner/operator and 34 by the Department of Environment, Great Lakes, and Energy (EGLE) State-funded actions. There is a cumulative total of 15,713 leaking underground storage tank (LUST) releases closed (the cumulative total includes approximately 857 releases closed by EGLE's State-funded actions). Risks to safe drinking water and clean air have been reduced or eliminated through the LUST Program closures.

A total of LUST Closure Reports available for audit in FY 2021: 105 Closure Reports received in FY 2021 and 32 Closure Reports received prior to FY 2021 that were pending review at the beginning of FY 2021. Note that prior to FY 2019, this report only included statistics for Closure Reports received during the fiscal year.

A total of 69 approvals occurred; this includes 27 approved after audit, 1 approved with conditions after audit, and 41 approved by operation of law without audit under Part 213.

FY 2021 CLOSURE REPORT STATISTICS



There were 5 LUST Closure Reports denied by EGLE due to failure to meet the statutory requirements for closure, and 24 Closure Reports had insufficient information in the report for EGLE to make a regulatory decision. A total of 39 Closure Reports are pending decisions.

There were no contested case hearings held pursuant to Section 21332 of Part 213.

There were also no issues resolved by the Response Activity Review Panel pursuant to Section 20114e of Part 201, Environmental Remediation, of the NREPA.

If you need further information, please contact Joshua Mosher, Acting Director, Remediation and Redevelopment Division, at 517-897-7267 or MosherJ1@Michigan.gov.